

DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name. I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **Cell-Killing Molecules and Methods for Use Thereof**, the specification of which is attached hereto. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

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|-------------------------------|--------------------|----------------|
| <i>Application Serial No.</i> | <i>Filing Date</i> | <i>Pending</i> |
| 60/444,191 | February 3, 2003 | Pending |
| 60/460,855 | April 8, 2003 | Pending |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole or First Inventor: **Susan C. Wright**

Inventor's Signature: _____ Date: _____
Residence: 13531 Old Oak Way, Saratoga, CA 95070 Citizenship: United States of America
Post Office Address: 13531 Old Oak Way, Saratoga, CA 95070

Full Name of Second Joint Inventor: **James W. Lerrick**

Inventor's Signature: _____ Date: _____
Residence: 25 Martinez Street, Woodside, CA 94062 Citizenship: United States of America
Post Office Address: 25 Martinez Street, Woodside, CA 94062

Full Name of Third Joint Inventor: **David S. Wilson**

Inventor's Signature: _____ Date: _____
Residence: 527 Walker Dr. #7, Mountain View, CA 94043 Citizenship: United States of America
Post Office Address: 527 Walker Drive #7, Mountain View, CA 94043

Full Name of Fourth Joint Inventor: **Steffen R. Nock**

Inventor's Signature: _____ Date: _____
Residence: 3629 Glenwood Ave., Redwood City, CA 94062 Citizenship: Germany
Post Office Address: 3629 Glendood Avenue, Redwood City, CA 94062

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Susan C. Wright *et al.*** Group No.:
Serial No.:
Filed:
Entitled: **Cell-Killing Molecules and Methods of Use Thereof**

POWER OF ATTORNEY BY ASSIGNEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Palo Alto Institute of Molecular Medicine, as Assignee of record of the entire interest of the above-identified patent application, hereby appoints the members of the firm of MEDLEN & CARROLL, LLP, a firm composed of:

| | | | |
|------------------|---------------------|----------------------|-------------------|
| Peter G. Carroll | (Reg. No. 32,837) | David A. Casimir | (Reg. No. 42,395) |
| Tanya A. Arenson | (Reg. No. 47,391) | Maha A. Hamdan | (Reg. No. 43,655) |
| Jason R. Bond | (Reg. No. 45,439) | Thomas C. Howerton | (Reg. No. 48,650) |
| Mary Ann D. Brow | (Reg. No. 42,363) | J. Mitchell Jones | (Reg. No. 44,174) |
| Thomas W. Brown | (Reg. No. 50,002) | Christine A. Lekutis | (Reg. No. 51,934) |
| Robert A. Goetz | (Reg. No. P-55,210) | David J. Wilson | (Reg. No. 45,225) |

as its attorneys with full power of substitution to prosecute this application and transact all business in the Patent and Trademark Office in connection therewith.

Please direct all future correspondence and telephone calls regarding this application to:

Maha A. Hamdan
MEDLEN & CARROLL, LLP
101 Howard Street, Suite 350
San Francisco, California 94105
Telephone: 415/904-6500
Facsimile: 415/904-6510

I hereby certify that the Assignment document filed with the application or filed subsequent to the filing date of the application, has been reviewed and I hereby certify that, to the best of my knowledge and belief, title is with Palo Alto Institute of Molecular Medicine.

Dated: _____

By: _____

Name: _____

Title: _____

Palo Alto Institute of Molecular Medicine
2462 Wyandotte Street
Mountain View, CA 94043

ASSIGNMENT

WHEREAS, WE, Susan C. Wright, James W. Lerrick and David S. Wilson, hereinafter referred to as "ASSIGNOR", have invented certain new and useful improvements as described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: Cell-Killing Molecules and Methods of Use Thereof

Filing Date: **Serial No.:**

WHEREAS, Palo Alto Institute of Molecular Medicine, a California corporation, 2462 Wyandotte Street, Mountain View, CA 94043, hereinafter referred to as "ASSIGNEE", is desirous of acquiring the entire right, title and interest in said invention and application and in any Letters Patent which may be granted on the same;

NOW THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that, for and in consideration of the sum of One Dollar (\$1.00) lawful money paid to ASSIGNOR by ASSIGNEE and other good and valuable consideration, receipt of which is hereby acknowledged, ASSIGNOR has sold, assigned and transferred, and by these presents does sell, assign and transfer unto said ASSIGNEE, and ASSIGNEE's successors and assigns, all right, title and interest in and to said invention, said application for United States Letters Patent, and any Letters Patent which may hereafter be granted on the same in the United States and all countries throughout the world including any divisions, renewals, continuations in whole or in part, substitutions, conversions, reissues, prolongations or extensions thereof, said interest to be held and enjoyed by said ASSIGNEE as fully and exclusively as it would have been held and enjoyed by said ASSIGNOR had this assignment and transfer not been made, to the full end and term of any Letters Patent.

ASSIGNOR further agrees that ASSIGNOR will, without charge to said ASSIGNEE, but at ASSIGNEE's expense, cooperate with ASSIGNEE in the prosecution of said application and/or applications; execute, verify, acknowledge and deliver all such further papers, including applications for Letters Patent and for the reissue thereof, and instruments of assignment and transfer thereof; and will perform such other acts as ASSIGNEE lawfully may request, to obtain or maintain Letters Patent for said invention and improvement in any and all countries, and to vest title thereto in said ASSIGNEE, or ASSIGNEE's successors and assigns.

IN TESTIMONY WHEREOF, ASSIGNOR has hereunto signed ASSIGNOR's names to this assignment on the date indicated below.

Susan C. Wright

James W. Lerrick

David S. Wilson

Steffen R. Nock

On this _____ day of _____, in the year of _____, before me, the undersigned notary public, personally appeared the above-named ASSIGNOR, known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged that he/she executed the same.

NOTARY PUBLIC

SEAL